

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office NOV 7 1967Returned to applicant for correction JAN 5 1968

Corrected application filed.....

Map filed.....

The applicant Theodore H. Berry & James S. Payne
of Box 805, Winnemucca, County of Humboldt,
State of Nevada, hereby make application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.

2. The amount of water applied for is 4.0 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for mining, milling & domestic
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 11. Remarks") See Remarks

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T.29N.,

R. 34E., M.D.B.&M.

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

it should be stated.

6. Place of use S $\frac{1}{2}$ Sec. 35, T.29N., R.34E., M.D.B.&M.; S $\frac{1}{2}$ S $\frac{1}{2}$ Sec. 36, T.29N.,
Describe by legal subdivision, if on unsurveyed land it should be so stated.

R. 34E.; SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, T.29N., R.34E., M.D.B.&M.; S $\frac{1}{2}$ Sec. 31,

T.29N., R.35E., and SW $\frac{1}{4}$ Sec. 32, T.29N., R.35E., M.D.B.&M.

7. Use will begin about January 1 and end about Dec. 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans
and specifications of your diversion or storage works.) well, pump, pipeline and
ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$5000
10. Estimated time required to construct works 2 years
11. Remarks Water will be conveyed to places of use located as described
and used for placer mining and in gravity treatment plant for
concentration of gold-bearing gravel.
See 23104 and 24172

Applicant Theodore H. Berry & James S. Payne

By s/ James S. Payne

Compared jw/dc

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this day of
Cultural map filed

Certificate No. MAR 6 1968 A.D. 19
Recorded CANCELED Bk. REPEASE OF FAILURE TO REFILE

County Recorder

State Engineer

CORRECTED APPLICATION WITHIN STATUTORY TIME.

STATE ENGINEER